

EL00-012

EL 00-012

HC/KS

EL 00-01

DOCKET NO.

In the Matter of

IN THE MATTER OF THE FILING BY  
MIDAMERICAN ENERGY COMPANY  
FOR APPROVAL OF TARIFF  
REVISIONS

Public Utilities Commission of the State of South Dakota

DATE

MEMORANDA

4/25 00 Filed and Docketed;  
4/27 00 Weekly Filing;  
5/23 00 Public Approving Tariff Revisions;  
5/23 00 Docket Closed;  
6/9 00 Final Tariff Page

EL 00-012



MidAmerican Energy  
One RiverCenter Place  
106 East Second Street  
Davenport, Iowa 52801  
319 333-8870 Telephone  
319 333-8021 Fax  
gcschaefer@midamerican.com

Gregory C. Schaefer  
Manager  
Regulated Pricing

April 24, 2000

Electric Advice Letter No. 11

William Bullard  
Executive Director  
South Dakota Public Utilities Commission  
500 East Capitol Avenue  
Pierre, SD 57501

**RECEIVED**  
APR 25 2000  
SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION

Dear Mr. Bullard:

The accompanying electric tariff sheet issued by MidAmerican Energy Company is transmitted to you for filing.

SDPUC Electric Tariff No. I  
Section No. 5

1st Revised Sheet No. 3

Canceling Original Sheet No. 3

Proposed effective date: June 1, 2000

With this filing, MidAmerican proposes to change its rules and regulations governing diversion of service.

By letter dated April 12, 2000, MidAmerican proposed an addition to its gas rules and regulations. This filing proposed to incorporate into its gas rules the same language on diversion which currently exists in MidAmerican's electric rules. Following conversations with Staff, MidAmerican now proposes to modify its electric diversion rules to clarify the conditions under which customers could be subject to meter installation charges associated with diversion. MidAmerican is simultaneously proposing a similar change in its April 12 gas filing. MidAmerican requests an effective date of June 1, 2000.

An original and ten copies of this Electric Advice Letter No. 11 and accompanying tariff sheet are submitted herewith. Please file stamp the enclosed additional copy and return in the self-addressed envelope. If you have any questions, please call Marv Sorensen at 712/277-7704.

Sincerely,

GCS-ks  
Enclosure



MIDAMERICAN ENERGY COMPANY  
ELECTRIC TARIFF NO. 1  
FILED with the SOUTH DAKOTA P.U.C.

Section No. 5  
1st Revised Sheet No. 3  
Canceling Original Sheet No. 3

**CLASS OF SERVICE:** Service Rules and Regulations

(10) Upon the effective date of this Rule (10), pursuant to its acceptance for filing by the Commission, all service on the premises of the customers (excepting those customers who, prior to such effective date, have been allowed to submeter service) shall be supplied exclusively by the Company, and the customer shall not directly or indirectly sell, submeter, assign or otherwise dispose of the service or any part thereof.

(11) Breakdown, standby, emergency, auxiliary or temporary service for power or lighting may be supplied by the Company if it has facilities available, but the customer must enter into a definite understanding covering each class of such service for yearly periods, and the rates for said service shall comprehend the cost of the service rendered. For this lighting or power service, the customer must agree to pay a monthly minimum charge of at least seventy-five cents (75¢) per equivalent horsepower of connected load for each class of service.

(12) Diversion of Electric Service. In any case of tampering or interfering with the proper functioning of a meter installation or evidence thereof, or of any theft or any diversion of electric service, the customer will be liable to prosecution under applicable laws. Company will be entitled to collect from customer, at the appropriate rate, for all power and energy not recorded on the meter by reason of such tampering, interfering, theft or diversion of service, in an amount which may be estimated by Company from the best available data, together with all expenses incurred by Company as a result of such unauthorized acts. In addition, Company may require customer to pay for the installation of a tamper-proof meter, including but not limited to costs to relocate an inside meter to the outside of the building. The Company will inform the Commission of instances in which an energy diversion is detected. Also, the energy alleged to be diverted will be identified and separately itemized on the customer's bill. N

(13) Master Metering Prohibition. Pursuant to South Dakota Public Utilities Commission Order F-3237, the Company will not allow master metering of new multiple occupancy buildings. This prohibition shall apply to all new residential and commercial buildings and new mobile home trailer courts which began construction after June 13, 1980. Certain exemptions to this prohibition include but are not limited to:

- (a) Residential multiple occupancy buildings of two units, one of which is occupied by the owner of such building;
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- (c) Multiple occupancy buildings with central heating or cooling systems.

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South Dakota Public Utilities Commission  
**WEEKLY FILINGS**  
For the Period of April 20, 2000 through April 26, 2000

If you need a complete copy of a filing faxed, overnight expressed, or mailed to you, please contact  
Delaine Kolbo within five business days of this filing.  
Phone: 605-773-3705 Fax: 605-773-3809

**CONSUMER COMPLAINTS**

**CE00-001** In the Matter of the Complaint filed by B. J. Pease, et al., Similarly Situated Consumers, Aberdeen, South Dakota, against NorthWestern Public Service Company Regarding Multiple Billing Issues.

The complainant alleges multiple issues regarding the NorthWestern Public Service Company billings and billing practices for electric service. The complainant requests numerous remedies to include: compensation from NorthWestern Public Service Company; for the Public Utilities Commission to assess fines against NWPS for its practices and other corrective measures to address the issues.

Staff Analyst: Charlene Lund  
Staff Attorney: Karen Cremer  
Date Docketed: 04/25/00  
Intervention Date: NA

**CT00-062** In the Matter of the Complaint filed by Margery Jensen, Yankton, South Dakota, against OLS, Inc. Regarding Unauthorized Switching of Services.

The Complainant alleges that she received a telemarketing call concerning OLS services and refused the offer. The switch was made without authorization. For a resolution the Complainant requests reimbursement for all charges, plus compensation for time and stress.

Staff Analyst: Leni Healy  
Staff Attorney: Karen Cremer  
Date Docketed: 04/20/00  
Intervention Deadline: NA

**CT00-063** In the Matter of the Complaint filed by Tim and Kay Trooien, White, South Dakota, against HBS Billing Services and Business Options, Inc. Regarding Unauthorized Switching of Services and Unauthorized Billing for Services.

The complainants allege they received a phone bill in March, 2000, with long distance charges from HBS Billing Services from December 1, 1999 to January 15, 2000. The complainants did not recognize HBS Billing Services and report that neither authorized a change in telephone service. The complainants request that HBS Billing Services be penalized to the full extent of the law for the unlawful change in long distance services. The complainants request that the PUC force HBS Billing Services to fully reimburse them with a billing refund and the \$1000.00 compensation.

Staff Analyst: Charlene Lund  
Staff Attorney: Camron Hoseck  
Date Docketed: 04/20/00  
Intervention Deadline: NA

**CT00-064** In the Matter of the Complaint filed by Steve Paulson, Business Manager Yankton Janitorial Supply, Yankton, South Dakota, against U S Republic Communications, Inc. Regarding Unauthorized Switching of Long Distance Carrier.

The complainant, Steve Paulson, Business Manager for Yankton Janitorial Supply alleges that he noticed the phone service had been switched on the 1/25/00 phone bill. He identified charges from OANC and U S Republic Communications. The complainant states that the only person authorized to switch providers is the business owner, Dixie Church. Ms. Church confirmed that she did not authorize a switch in long distance services. The complainant requests that the PUC talk to U S Republic and get them off of their phone bill and have U S Republic pay for the \$50.56 phone charges and other fines the state laws deem.

Staff Analyst: Charlene Lund  
Staff Attorney: Camron Hoseck  
Date Docketed: 04/20/00  
Intervention Deadline: NA

**CT00-065** In the Matter of the Complaint filed by Vesta Jensen, Brookings, South Dakota, against Global Crossing Telecommunications, Inc., formerly Alinet Communication Services, Inc. d/b/a Frontier Communications Services and Teltrust Communications Services, Inc. d/b/a Teltrust and d/b/a TCS Regarding Unauthorized Switching of Services.

The Complainant states that her out-of-state long distance service was switched without authorization on February 24, 2000. She requests that "the Public Utilities Commission should enforce the stiffest fines and penalties to stop the long distance phone companies from changing anyone's service without permission."

Staff Analyst: Leni Healy  
Staff Attorney: Camron Hoseck  
Date Docketed: 04/25/00  
Intervention Deadline: NA

**CT00-066** In the Matter of the Complaint filed by Wheeler and Gloria Gill, Townhouse Bakery, Canton, South Dakota, against Long Distance Services, CEO Telecommunications, Inc., Business Options, Inc. and Home Owners Long Distance, Inc. Regarding Unauthorized Switching of Services and Unauthorized Billing for Services.

The complainants allege that the long distance service to their business was switched by CEO Telecom/ LD Service, Long Distance Service and Business Options, Inc./Home Owners Long Distance without their authorization. The complainants request that the identified companies be prosecuted to the full extent of the South Dakota law.



Staff Analyst: Charlene Lund  
Staff Attorney: Camron Hoseck  
Date Docketed: 04/25/00  
Intervention Date: NA

**CT00-067 In the Matter of the Complaint filed by Shelly Slagle, Yankton, South Dakota, against OLS, Inc. Regarding Switching Telecommunications Services Through Deceptive Practices.**

The Complainant alleges that through a deceptive telemarketing call, her long distance service was switched. The Complainant did not receive the rates or plan as outlined by the telemarketer. The Complainant is seeking the maximum fines as compensation.

Staff Analyst: Leni Healy  
Staff Attorney: Karen Cremer  
Date Docketed: 04/25/00  
Intervention Deadline: NA

**ELECTRIC**

**EL00-012 In the Matter of the Filing by MidAmerican Energy Company for Approval of Tariff Revisions.**

MidAmerican Energy Company is proposing to add a provision to the Electric Tariff Rules and Regulations. The new provision is for diversion of electric service.

Staff Analyst: Keith Senger  
Staff Attorney: Karen Cremer  
Date Docketed: 04/25/00  
Intervention Deadline: N/A

**GAS AND ELECTRIC**

**GE00-002 In the Matter of the Filing by the Dunham Company for a Master Metering Variance Request for the River Centre Office Building, Sioux Falls, South Dakota.**

The Dunham Company has filed a request for a variance from Administrative Rules of South Dakota (ARSD) 20:10:26:04(6) for the Proposed River Centre Office Building in Sioux Falls, South Dakota. The proposal includes one electric and gas meter serving the first four floors with four or five additional gas and electric submeters for the condominium units on the fifth floor.

Staff Analyst: Michele Farris, Martin Bettman  
Staff Attorney: Camron Hoseck  
Date Docketed: 04/24/00  
Intervention Deadline: 05/12/00



## TELECOMMUNICATIONS

**TC00-074 In the Matter of the Filing by City of Brookings Telephone Company d/b/a Swiftel Communications for Approval of its Revised Service Territory as a Result of Annexation.**

As a result of a recent annexation to the City of Brookings, the Commission received a filing from the City of Brookings Telephone d/b/a Swiftel Communications for approval to include property recently annexed in its exclusive franchise territory. The service territory change includes the South East Quarter of the North East Quarter of Section 34, T110N, R50W, Outlot 5 in the South East Quarter of Section 15, T110N, R50W all in the County of Brookings, South Dakota, and Blocks 4, 5, and 6, Freeland Addition in the South East Quarter of Section 18, T110N, R49W. The request is made pursuant to SDCL 49-31-21.

Staff Analyst: Michele Farris  
Staff Attorney: Karen Cremer  
Date Docketed: 04/21/00  
Intervention Deadline: 05/12/00

**TC00-075 In the Matter of the Application of Advanced TelCom Group, Inc. for a Certificate of Authority to Provide Telecommunications Services, Including Local Exchange Services, in South Dakota.**

Advanced TelCom Group, Inc. submitted an application on April 25 to provided resold and facilities-based local exchange and interexchange telecommunications services in South Dakota. The applicant intends to market its services to primarily small to mid-sized businesses and residential customers.

Staff Analyst: Heather Forney  
Staff Attorney: Camron Hoseck  
Date Docketed: 04/25/00  
Intervention Deadline: 05/12/00

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You may subscribe or unsubscribe to the PUC mailing lists at <http://www.state.sd.us/puc/>

**BEFORE THE PUBLIC UTILITIES COMMISSION  
OF THE STATE OF SOUTH DAKOTA**

IN THE MATTER OF THE FILING BY ) ORDER APPROVING TARIFF  
MIDAMERICAN ENERGY COMPANY FOR ) REVISIONS  
APPROVAL OF TARIFF REVISIONS ) EL00-012

On April 25, 2000, MidAmerican Energy Company (MidAmerican), filed with the Public Utilities Commission (Commission) a proposed addition to its electric diversion tariff to clarify the conditions under which customers could be subject to meter installation charges associated with diversion. MidAmerican is requesting an effective date of June 1, 2000. The tariff to be revised is as follows:

SDPUC Electric Tariff No. 1, Section No. 5, 1st Revised Sheet No. 3.  
Canceling Original Sheet No. 3.

At its regularly scheduled meeting of May 17, 2000, the Commission considered approval of the application. Commission Staff recommended approval.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapter 49-34A. The Commission voted unanimously to approve the tariff revision with the understanding that the customer shall pay for the installation of a tamper-proof meter in any case of tampering or interfering with the proper functioning of a meter installation. The Commission further finds that the filing is just and reasonable and shall be approved. As the Commission's final decision in this matter, it is therefore

ORDERED, that MidAmerican's revised tariff as described above is approved and shall be effective for service rendered on and after June 1, 2000.

Dated at Pierre, South Dakota, this 23<sup>rd</sup> day of May, 2000.

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.

By: Melanie Kolbo

Date: 5/25/00

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION

James A. Burg  
JAMES A. BURG, Chairman

Pam Nelson  
PAM NELSON, Commissioner

Laska Schoenfelder  
LASKA SCHOENFELDER, Commissioner



MidAmerican Energy  
One RiverCenter Place  
106 East Second Street  
Davenport, Iowa 52801  
319 333-8870 Telephone  
319 333-8021 Fax  
gcschaefert@midamerican.com

**Gregory C. Schaefert**  
Manager  
Regulated Pricing

June 6, 2000

Mr. Keith Senger  
South Dakota Public Utilities  
Commission  
500 East Capitol Avenue  
Pierre, South Dakota 57501-5070

Dear Mr. Senger:

On April 25, 2000 MidAmerican Energy Company submitted 1st Revised Sheet No. 3 related to its electric diversion policy. This tariff filing was identified as Docket No. EL00-012. On May 23, 2000, the South Dakota Public Utilities Commission approved the proposed tariff revision with an effective date of June 1, 2000. Enclosed is a copy of the final sheet approved by the Commission.

Sincerely,

GCS-ks  
Encl.

RECEIVED

JUN 09 2000

SOUTH DAKOTA PUBLIC  
UTILITIES COMMISSION

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